

FILED

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

SEP 14 2007

CLERK
U. S. DISTRICT COURT
MIDDLE DIST. OF ALA.

UNITED STATES OF AMERICA)

v.)

TAVARES M. MARSHALL)

Cr. No. 2:07CR199-MEF

[21 USC § 841(a)(1)]

INDICTMENT

The Grand Jury charges:

COUNT 1

On or about March 14, 2007, in Montgomery County, in the Middle District of Alabama, the Defendant,

TAVARES M. MARSHALL,

did knowingly and intentionally possess with intent to distribute 50 grams or more of a mixture or substance containing a detectable amount of cocaine base (crack-cocaine), a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 841(a)(1).

FORFEITURE ALLEGATION

A. Count 1 of this Indictment is hereby repeated and incorporated herein by reference.

B. Upon conviction for the violation of Title 21, United States Code, Section 841(a)(1) as alleged in Count 1 of this Indictment, the Defendant,

TAVARES M. MARSHALL,

shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the said Defendant obtained, directly or indirectly, as a result of the said violations and any and all property used or intended to be

SCANNED

used in any manner or part to commit and to facilitate the commission of any violation alleged in Count 1 of this Indictment.

C. If any of the forfeitable property described in this forfeiture allegation, as a result of any act or omission of the Defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or,
- (5) has been commingled with other property which cannot be subdivided


without difficulty; the United States, pursuant to Title 21, United States Code, Section 853, intends to seek an order of this Court forfeiting any other property of said Defendant up to the value of the forfeitable property.

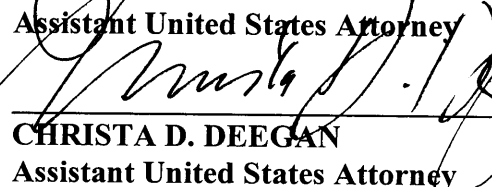
All in violation of Title 21, United States Code, Section 841.

A TRUE BILL


Foreperson


LEURA G. CANARY
UNITED STATES ATTORNEY


JOHN T. HARMON
Assistant United States Attorney


CHRISTA D. DEEGAN
Assistant United States Attorney